

111TH CONGRESS  
1ST SESSION

# S. 1749

To amend title 18, United States Code, to prohibit the possession or use of cell phones and similar wireless devices by Federal prisoners.

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## IN THE SENATE OF THE UNITED STATES

OCTOBER 5, 2009

Mrs. FEINSTEIN (for herself and Mr. GRASSLEY) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

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## A BILL

To amend title 18, United States Code, to prohibit the possession or use of cell phones and similar wireless devices by Federal prisoners.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Cell Phone Contraband  
5       Act of 2009”.

6       **SEC. 2. WIRELESS DEVICES IN PRISON.**

7       Section 1971 of title 18, United States Code, is  
8       amended—

9               (1) in subsection (b)—

1           (A) in paragraph (4), by striking “or  
2           (d)(1)(E)” and inserting “, (d)(1)(E), or  
3           (d)(1)(F)”; and

4           (B) in paragraph (5), by striking  
5           “(d)(1)(F)” and inserting “(d)(1)(G)”; and  
6           (2) in subsection (d)(1)—

7           (A) in subparagraph (E), by striking  
8           “and” at the end;

9           (B) by redesignating subparagraph (F) as  
10          subparagraph (G); and

11          (C) by inserting after subparagraph (E)  
12          the following:

13               “(F) a phone or other device used by a  
14          user of commercial mobile service (as defined in  
15          section 332(d) of the Communications Act of  
16          1934 (47 U.S.C. 332(d))) in connection with  
17          such service; and”.

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